

HOUSE No. 3142

By Mr. Fennell of Lynn, a petition (accompanied by bill, House, No. 3142) of Robert F. Fennell and others relative to the Essex National Heritage Commission. Tourism, Arts and Cultural Development.

The Commonwealth of Massachusetts

PRESENTED BY:

Robert F. Fennell

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the Essex National Heritage Commission.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Robert F. Fennell	10th Essex
Bruce E. Tarr	First Essex and Middlesex
Thomas M. McGee	Third Essex and Middlesex

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

An Act relative to the Essex National Heritage Commission. .

1 SECTION 1. Notwithstanding any General or special law to the contrary, the Commonwealth of Massachusetts
2 shall recognize the Essex National Heritage Commission (hereinafter "the Commission"), the administrative entity
3 of the Essex National Heritage Area (hereinafter "the Area"), proper and consistent with the Commission's present
4 recognition as a public service entity by the United States Department of the Interior and the National Park Service
5 as established in the Federal Omnibus Parks and Public Lands Management Act of 1996, division II, title V, section
6 504 of Public Law 104-333, and being in compliance with the federal Executive Office of Management and
7 Budget's Circulars A-110, A-122, and A-133. Recognition of the Commission does not "diminish, enlarge, or
8 modify any right of the Commonwealth of Massachusetts or any political subdivision thereof, to exercise civil and
9 criminal jurisdiction or to carry out State laws, rules, and regulations within the Area" [Federal law, Section
10 1029(d)(2)].

11 SECTION 2. The Commission, in its capacity as a not-for-profit charitable organization under
12 section 501(c)3 of the Federal tax code, and by providing essential services to the people, businesses, organizations,
13 and communities of the Commonwealth of Massachusetts and in particular Essex County through the preservation,
14 promotion, and interpretation of the unique historical, cultural, and natural resources of the Area and its
15 collaborative efforts to build regional partnerships with local organizations, institutions, businesses, sites,
16 municipalities, agencies, individuals, and groups that further advance said services, is hereby acknowledged to be an
17 entity in the service of the public good of the Commonwealth. As such, the Commission is hereby authorized to
18 receive such appropriations as the Court shall from time to time allow in accordance with the State and Federal laws
19 current to that effect.

20 SECTION 3. Nothing in this act or in the right to appropriation recognized by this act shall interfere
21 with or modify the rights or responsibilities of the Commission, its officers, employees, or agents, or the
22 Commonwealth of Massachusetts or any subdivision thereof.

23 SECTION 4. This act and the provisions herein shall take effect immediately upon passage of this
24 act.